Applicants: McMenimen et al. Application No.: 09/775,281

Page 3

REMARKS

In an Interview Summary dated November 26, 2004, the Examiner indicates that an agreement was reached and that this application, 09/775,281, would be abandoned. Subsequently, another telephonic interview was conducted with respect to related application 09/775,262. To expedite prosecution of the '262 application, certain claims were cancelled and are being presented here, in the '281 application. As such, the '281 case is not abandoned and prosecution will proceed. The claim as amended includes elements discussed during the interview and is allowable over the art of record.

Applicant respectfully asserts that the claims are in condition for allowance and respectfully requests notice of the same.

Respectfully submitted,

Date:

Daniel G. Chapik

Registration No. 43,424

MEDTRONIC, INC.

Telephone: (763) 514-3066 Facsimile: (763) 505-2530

Customer No. 27581